



INDIANA DEPARTMENT OF TRANSPORTATION

Driving Indiana's Economic Growth

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Program Overview and Protocols For The American Recovery and Reinvestment Act (ARRA)

Highway Transportation Component (as of March 6, 2009)

ARRA Program Overview

- INDOT is moving rapidly to identify projects that will create jobs in Indiana.
 - Projects will be spread across Indiana geographically.
 - Projects will be identified for economically disadvantaged areas.
 - Projects will represent a variety of infrastructure needs.
- At the District level, INDOT will meet with local planning and government agencies to explain the project application process.
 - Metropolitan Planning Organizations (MPOs) – There are 16 urbanized areas in 14 MPOs in Indiana
 - Local Planning Agencies (LPAs) – These are all non-MPO governments including cities, towns, counties and rural areas.
- Important dates:
 - Feb. 17, 2009: Day of enactment when President Obama signed the American Recovery and Reinvestment Act (ARRA)
 - March 3, 2009: Day of apportionment when funds were made available to Federal Highway Administration for obligation (set aside) for local projects.
 - July 1, 2009: 120 days after apportionment. INDOT must have 50 percent of its funds obligated by this date.
 - January 2, 2010: Overall ARRA obligation progress status assessment (in addition to regular reporting requirements).

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- March 3, 2010: All state and local projects must be obligated by this date.
- February 17, 2012: All state and local projects must be completed by this date.

ARRA Program Protocols

- Funding distribution:
 - See ARRA Funding Distribution Chart
- Bid-Related Activities to Date
 - See ARRA Project Processing Timeline
- Transparency:
 - Reporting Criteria
 - All project owners must report required data (to be published)
 - INDOT will post all public documents pertaining to ARRA at <http://www.in.gov/indot/2926.htm>.
- All conventional federal funding must be expended. ARRA funding is to be expended in addition to any conventional federal funding.
- All ARRA program funding recipients have to satisfy by document, compliance with ARRA fund distribution requirements (e.g. delineated attention to economically distressed counties, etc.)
- State projects and their funding level will be determined by INDOT.
- MPOs determine their projects and their projects' funding levels to be submitted on behalf of their members.
- LPAs can advance a project from a future fiscal year (such as FY 2010 to be let in FY 2009) for stimulus funding.
 - The primary advantage is that we create jobs now.
 - A secondary advantage to that specific LPA, is that a future project might have been set to be paid 80 percent by the federal government and 20 percent by local matching dollars in a future fiscal year. Now, with stimulus funds the project could be paid 100 percent by federal funds.
 - When an LPA advances a job from a future fiscal year, the LPA will be given 45 days to put a new project or projects into the future fiscal year in place of the one that was

moved forward for stimulus funding. The replacement project or projects must be equal in cost to the original project, in compliance with Title 23 guidelines and be deliverable by the original project's RFC date.

- Note: If the LPA cannot provide a new project with matching funds within the 45 days, the 80 percent federal funding will be reallocated to another local agency.
- LPA projects have a maximum of \$3 million per community.
- Projects submitted by local agencies will be considered in the order in which complete and accurate bid packet are received and deemed eligible.
 - Local governments are strongly encouraged to pre-coordinate and prescreen bid package documents with appropriate district personnel.

ARRA Project Protocols

- Eligible Project Types:
 - Project eligibility is outlined by Title 23 of the U.S. Code. Project types include, but are not limited to, road construction, bridge deck overlays, bridge rehabilitation and painting, as well as traffic safety improvements. Specific project eligibility requirements can be found at <http://www.in.gov/indot/2926.htm> and in Title 23 of the U.S. Code.
 - See Local Pavement Preventative Maintenance Criteria for additional, ARRA Program only, project eligibility.
 - See Local Bridge Project Condition Criteria for additional, ARRA Program only, project eligibility.
 - Transportation Enhancement projects include bike trails, hiking trails, etc. Local agencies should submit their project information to their appropriate INDOT district contact.
 - All projects will be reviewed by the Federal Highway Administration to make sure they comply with Title 23 of the U. S. Code and The ARRA.
- General:
 - Project documents must be accurate, complete and ready for letting when delivered to INDOT Contract Administration Section for formal ARRA funding consideration.
 - Project document elements required must include plans, specifications and cost estimates for the project and all other pertinent bid package items. Any incomplete or inaccurate bid packages will be returned to the local agency, where the errors may be

corrected. If projects are re-submitted, by necessity, they will go to the end of the list of projects awaiting review by INDOT.

- See Contract-Preparation Documents for a check-list of bid packet documents.
- Projects with exceptions for right-of-way, incomplete permitting or other issues will not be let or considered for funding
- It is anticipated it will take ten weeks from submission to letting. This allows for:
 - Four weeks for document assignment, confirmation and validation of its required elements by INDOT.
 - Two weeks for plans, specifications and estimates to be reviewed and determined to be ARRA eligible by FHWA to make sure projects fully conform to Title 23 of the U. S. code and The ARRA.
 - Four weeks after advertisement, approved projects will be let for bids.
- All projects will be funded at the amount awarded. If there are project change orders or cost over-runs, the project owner will be responsible for those additional costs.
- Contractor performance bonuses on contracts will not be paid for with ARRA funds. If contractor performance bonuses must be included in an ARRA contract, they are to be funded by the project owner from non-ARRA funds.